



PUBLIC NOTICE OF APPEAL

TO: All Interested Parties

FROM: S.C. Department of Health and Environmental Control

SUBJ: James Bernstein, OCRM-16-185-J

DATE: June 20, 2017

The Department issued permit OCRM-16-185-J to James Bernstein to make additions to an existing habitable structure seaward of the OCRM Baseline. Specifically, two new 182 square foot additions on the first floor, two new 149.5 square foot additions on the second floor, and another 86 square foot addition on the second floor would be constructed. The additions would total 749 square feet of heated space and would be located on the landward side of the house. With the additions, the total square footage of heated space would be 4,294 square feet. The height of the first floor deck on the seaward side of the house would be raised, and two cantilevered deck sections would be added. A new roof would also be added, and the two existing second floor deck platforms would be connected with a new deck section that would also serve as a cover for part of the first floor deck below. The ground level privacy louvers would be rebuilt within the footprint of the existing house. The seaward edge of the house's footprint would remain in its existing location adjacent to the Atlantic Ocean at 13 Beachwood East, Isle of Palms, Charleston County.

The South Carolina Coastal Conservation League, through their attorney, Michael G. Corley and Amelia Thompson, have requested a contested case hearing before the Administrative Law Court to challenge the issuance of permit OCRM-16-185-J.

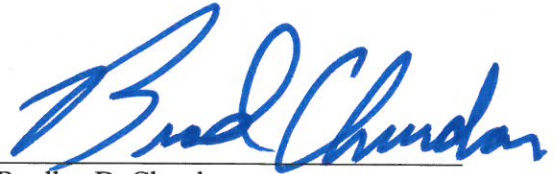
Intervenors: A motion for leave to intervene, with the \$25 filing fee, shall be filed with the South Carolina Administrative Law Court, Edgar A. Brown Building, 1205 Pendleton Street, Suite 224, Columbia, South Carolina 29201, (telephone 803-734-0550) and served on all parties and shall state the grounds for the proposed intervention, the position and interest of the proposed intervenor, and the possible impact of the intervention on the proceedings. A proposed answer or position in intervention shall be attached to the motion.

Any person may intervene in any pending contested case hearing upon a showing that:

- (1) the movant will be aggrieved or adversely affected by the final order;
- (2) the interests of the movant are not being adequately represented by existing parties, or that it is otherwise entitled to intervene;
- (3) that intervention will not unduly prolong the proceedings or otherwise prejudice the rights of existing parties.

The motion for leave to intervene shall be filed as early in the proceedings as possible to avoid adverse impact on the existing parties or the disposition of the proceedings. Unless otherwise ordered by the administrative law judge, the motion to intervene shall be filed at least twenty (20) days before the hearing. Any later motion shall contain a statement of good cause for the failure to intervene earlier.

A person granted leave to intervene is a party to the proceeding. The intervenor shall be bound by any agreement, arrangement or other matter previously determined in the case. The order granting intervention may restrict the issues to be raised or otherwise condition the intervenor's participation in the proceeding. If appropriate, the administrative law judge may order consolidation of petitions and briefs and limit the number of representatives allowed to participate in the proceedings.



Bradley D. Churdar
Chief Counsel